

IN THE DISTRICT COURT OF _____ COUNTY, NEBRASKA

_____, Plaintiff(s),	Case No. _____
vs.	
_____, Defendant(s).	DISMISSAL FOR FAILURE TO PROSECUTE DILIGENTLY

DATE OF HEARING: _____.

APPEARANCES:

For plaintiff(s): ☐ None. ☐ _____.
For defendant(s): ☐ None. ☐ _____.

SUBJECT OF ORDER: Warning of dismissal for lack of prosecution.

FINDINGS: The Court finds that: (1) a warning that the pleading(s) described below would be dismissed for failure to prosecute diligently was entered and served on the appropriate party(ies); (2) the party(ies) warned did not perform any of the specified acts stated in the warning or make any showing that the matter was being prosecuted diligently; and, (3) the pleading(s) is/are not being prosecuted with reasonable diligence and should be dismissed.

ORDER: IT IS THEREFORE ORDERED that:

1. The operative ☐ _complaint, ☐ _counterclaim, and/or ☐ _cross-claim is/are dismissed without prejudice.
2. ☐ _Each party shall bear their own respective costs.
☐ _Costs taxed to: ☐ _plaintiff(s). ☐ _defendant(s).
☐ _Complete record not necessary.

Signed (☐ in chambers) at _____, Nebraska, on _____; **BY THE COURT:**
DEEMED ENTERED upon file stamp date by court clerk.

If checked, the court clerk shall:

- ☒ Mail a copy of this order to all counsel of record and any pro se parties.
Done on _____, 20____ by _____.
☐ If not already done, immediately transcribe trial docket entry dictated in open court.
Done on _____, 20____ by _____.
☐ Note the decision on the trial docket as: [date of filing] **Signed "Dismissal for Failure to Prosecute Diligently" entered.**
Done on _____, 20____ by _____.

William B. Cassel
District Judge

Mailed to: